BOARD OF UNION COUNTY COMMISSIONERS REGULAR MEETING AGENDA May 12, 2020

9:00 a.m.

- 1. Call to order
- 2. Pledge of Allegiance
- 3. Approval of agenda and minutes
- 4. Hospital Report
- 5. Discussion/Possible Action Items
 - i. Resolution #2020-42 Acceptance of Audit FY19
 - ii. Resolution #2020-43 Comprehensive Plan Acceptance
 - iii. Resolution #2020-44 Budget Transfer Gen Co to DWI
 - iv. Resolution #2020-45 Budget Increase ICount & LEPF
 - v. Amend Resolution #2020-31 Open Meeting Policy
 - vi. Incident Qualification discussion
 - vii. MOU Stephen M. Bush Shooting Range NM Game & Fish/Sheriff's Dept
 - viii. Renewal of O&O bus Old Rabbit Ear Fire rental
 - ix. Approval of Bills
 - x. Road Crossing Permits
 - xi. Inventory Items Disposition Road Department International Water Truck
 - xii. Healthcare Assistance Approval of Claims
 - xiii. County Travel Requests
 - xiv. Kiser Building/Administrative Building
 - xv. Jail agreement with neighboring counties
 - xvi. Local Jail
 - xvii. Budget workshop

10:00 a.m. Citizen's Forum

- 1. Road Superintendents Report
- 2. Fire Coordinator/Emergency Manager Report
- 3. Elected Officials Reports

Adjourn

As of 5/7/2020

Next Meeting June 9, 2020 @ 9:00 Joint Meeting with Town of Clayton June 9, 2020 @9:30

BOARD OF UNION COUNTY COMMISSION REGULAR MEETING March 10, 2020

BOARD MEMBERS PRESENT:

Chairman Justin K. Bennett

Commissioner W. Carr Vincent

Commissioner Clayton F. Kiesling

OTHERS PRESENT:

Clerk Mary Lou Harkins

Manager Brandy Thompson

Admin. Assistant Cheryl Garcia

Treasurer Shea Arnett

Sheriff James Lobb

Assessor Hollie Cruz

Road Superintendent Russell Kear

Sedan Fire Chief Joe Reeser

GUESTS:

Tammie Stump, CEO - Union County General Hospital

Melissa Prante, CFO - Union County

General Hospital

Judy Steen, Council Member - Town of Clayton

Sue Richardson, Reporter - Union

County Leader

At 9:03 a.m., Chairman Bennett called the meeting to order in the Union County Commissioner's Office, located in the Union County Courthouse. The pledge of allegiance was recited.

Commissioner Vincent moved to approve the agenda and regular meeting minutes of February 19, 2020.

Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. The minutes were signed.

HOSPITAL REPORT

Tammie Stump, CEO, distributed copies of the "County Commissioner Monthly Hospital Report, Union County General Hospital, Tammie Stump, CEO, March 10, 2020", attached as an exhibit (five pages). Stump reported on the following (but not limited to the following): Provider Recruitment Update - Dentist; Des Moines Clinic; Business Office/Revenue Cycle Update; Financial Assistance Update; Radiology Report; Plant Services; Laboratory Services; Union County Health Center; IT; Pharmacy; and Clinical Area - COVID19 (Coronavirus) update. CDC flyers regarding the COVID19 Virus were also provided: "Stop the Spread of Germs", Symptoms of Coronavirus Disease 2019" and "CDC Protects and Prepares Communities; and Therapy Services.

Melissa Prante, CFO, and CEO Stump reported on various financials for January. The following reports were e-mailed to the County Manager before the meeting, for distribution to the Board: "Union County Clinic Operations Review through the period ending January 31, 2020" (seven pages), "Union County Consolidated, Consolidated Operations Review, for the period ending January 31, 2020" (thirteen pages), "Union County General Hospital Acute Hospital Operations Review for the period ending January 31, 2020" (thirteen pages) "Clayton Health Systems, February 26, 2020 MOR, Notes to Consolidated Financial Statements, Period Ending January 31, 2020" (one page), attached as an exhibit, "Clayton Health Systems, Inc. Clayton Family Practice, Executive Financial Summary, 7th Month FY 2020" (one page), attached as an exhibit and "Clayton Health Systems, Inc., Union County General Consolidated, Executive Financial Summary, 7th Month FY 2020" (one page) attached as an exhibit.

At 9:34 a.m., the meeting recessed for the attendance of the Joint Communications Meeting. At 11:34 a.m., the meeting resumed.

CITIZEN'S FORUM

Mike Atkinson - District Ranger, United States Department of Agriculture – Ranger Atkinson introduced himself and hand out copies of a "News Release" dated February 21, 2020, together with a "Proposed RX Burns 2020" map. Atkinson reported on the prescribed fires implemented on the Kiowa National Grassland specifically in Units K-45E, K-47, K-21, and K-43. Atkinson reported at length on various concerns and the objective of burns which was to reduce fuels, improve wildlife habitat and to improve the conditions for livestock and habitat. All conditions are considered for each prescribed burn with safety as the highest priority.

DISCUSSION /POSSIBLE ACTION ITEMS

RESOLUTION #2020-37 NMFA EXECUTION AND DELIVERY OF A LOAN AGREEMENT FOR SEDAN FIRE DEPARTMENT TRUCK

Proposed Resolution No. 2020-37 was reviewed and discussed. The resolution would authorize the execution and delivery of a loan agreement and intercept agreement by and between Union County, New Mexico (the "governmental unit") and the New Mexico Finance Authority (the "Finance Authority"), evidencing a special, limited obligation of the governmental unit to pay a principal amount of up to \$186,125 together with interest thereon, to purchase a new firefighting apparatus and related equipment for the Sedan Fire Department.

Commissioner Kiesling moved to approve Resolution No. 2020-37 NMFA Execution and Delivery of a loan agreement for the Sedan Firetruck. Commissioner Vincent seconded. There was no further discussion. Vote: All YES. The resolution together with other loan documentation was signed.

Sedan Fire Chief Joe Reeser reported briefly on the following: Sedan Fire Department has acquired another grant of \$200,000 which will be used towards the purchase of another truck. The truck will be ready in April or May; lastly, there will be no more firefighting outside of the trucks. Everyone will be moved inside the trucks.

At 12:07 p.m., the meeting recessed for lunch. At 1:38 p.m., the meeting resumed.

RESOLUTION #2020-38 ROAD AUDIT

A proposed resolution with an attached list, "Union County Maintained Routed Description for Annual Certified County Maintained Mileage Report Year 2019", was reviewed and discussed. There are 1,188.105 miles of county-maintained roads.

Commissioner Kiesling moved to approve Resolution #2020-38 Road Audit. Commissioner Vincent seconded. There was no further discussion. Vote: All YES. Resolution signed.

DWI PROFESSIONAL SERVICE CONTRACT CLAYTON AND DES MOINES SCHOOLS ALCOHOL-FREE PROM AND SENIOR WEEK

The proposed contracts are between the Union County DWI Program and the Clayton and Des Moines Public Schools. County funding will be provided to each school for safe and alcohol-free school proms and senior weeks. Mgr. Thompson explained to the Board that \$1,500 will go to each school for their proms and \$750.00 for their use during senior week. Thompson is waiting for the schools to submit their written intentions for use of funds for each event. Thompson asked that the Board consider approving the contracts which will then be provided to

each school for signature and then on to the Department of Finance for approval. A brief discussion followed. Chairman Bennett signed the contracts.

ROAD DEPART CRUSHER FUNDING

Mgr. Thompson reported that the new crusher will be ready sometime during July. Thompson reminded the Board that Superintendent Kear had previously been approved to spend \$450,000 towards the purchase of a crusher. Since the price of the crusher came in lower than expected, and the Board also agreed to allow for the purchase of a truck. Mgr. Thompson reported that budget transfers had not been made. Funding options were briefly discussed. No action was taken. This agenda item was tabled.

MOU STATE GAME AND FISH/SHERIFF'S OFFICE STEPHEN M BUSH SHOOTING RANGE

A proposed Memorandum of Understanding between the New Mexico Department of Game & Fish and the Union County Sheriff's Office regarding the operations of the Stephen M. Bush Memorial Shooting Range was reviewed and discussed. Sheriff Lobb reported that the MOU was not available for presentation because of changes being made by the department attorneys. Once revisions have been made, Lobb will provide a draft of the proposed MOU as a courtesy to the Board. No action was taken. Item tabled.

SUBDIVISION OF CLAIM OF EXEMPTION GAYLE JEFFREY

A Union County Subdivision Ordinance Claim of Exemption submitted by Curtis and Gayle Jeffrey was reviewed and briefly discussed. The reason for the claim exemption was for the division of land created to provide security for mortgages, liens or deeds of trust; providing that the division is not the result of a seller-financed transaction. The Claim of Exemption included an attached certified survey showing the location of the proposed division and a statement made by Curtis and Gayle Jeffrey (exemption request is for the refinancing of a 2.5-acre tract located at 40 Rife Rd in Union County).

Commissioner Vincent moved to approve the Subdivision Claim of Exemption for Curtis and Gayle Jeffrey. Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. The Claim of Exemption was signed by Chairman Bennett.

APPROVAL OF BILLS

The Board reviewed and discussed bills in the amount of \$359,491.82.

Commissioner Vincent moved to approve the payment of bills for \$359,491.82. Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. Motion carried.

ROAD CROSSING PERMITS

There were no road crossing permits presented for consideration. No discussion or action was taken.

INVENTORY ITEMS DISPOSITION - ROAD DEPARTMENT INTERNATIONAL WATER TRUCK

Sheriff Lobb presented an "Equipment - Auction List" for disposition consideration. Various items on the list included (but were not limited to the following): Parts Washer-Degreaser Model #IT48M1; heavy-duty military green camouflage trailer; and a 2005 GMC Model 350. A brief discussion followed.

<u>Commissioner Vincent moved to approve the auction list as presented.</u> <u>Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. Motion carried.</u> The auction list was signed.

HEALTH CARE ASSISTANCE - Approval of Claims

There were no health care assistance claims presented for consideration. No discussion had. No action was taken.

COUNTY TRAVEL REQUESTS

The following employees reported/requested travel approval: Sheriff Lobb will travel to Las Cruces on March 19th to attend a National Guard Armory Board presentation for the building contract renewal (Chairman Bennett needs to sign the contract); Mgr. Brandy Thompson, Sheriff Lobb, and Undersheriff Chris Schear will be attending an HR Training hosted by New Mexico Counties in Raton on March 11th; Mgr. Thompson, Chairman Bennett, Commissioner Vincent, and Commissioner Kiesling may attend the NERTPO (Northeast Regional Transportation Planning Organization) in Las Vegas on March 24th; Mgr. Thompson, Administrative Assistant Cheryl Garcia, Chairman Bennett, Commissioner Vincent, and Commissioner Kiesling may attend the NMC Legislative Wrap-Up meeting in Las Vegas on March 25th; Mgr. Thompson, Administrative Assistant Cheryl Garcia, Treasurer Arnett, Chief Deputy Treasurer Danielle Arellano will be attending the State Audit Training in Santa Fe on April 7-8; Commissioner Kiesling may attend a Hemp Production meeting March 19th in Santa Rosa; Commissioner Kiesling will attend New Mexico Edge Classes in Albuquerque on March 23rd, 24th, and 26th; Clerk Harkins, Chief Deputy Clerk Brenda Green and Deputy Clerk Devian Fields will attend Election School in Albuquerque on April 6-8th; Chairman Bennett and Commissioners Vincent and Kiesling may attend a presentation made by the Texas Cooperative Extension & Colorado State on the Ogallala Summit in Amarillo, Texas on March 31st and April 1st.

Mgr. Thompson will advertise for the possible Board quorums. All travel approved.

COMPREHENSIVE PLAN UPDATE

The Comprehensive Plan Implementation Guide was reviewed and considered. Commissioner Kiesling will continue to correspond with Jackie Fishman of Consensus Planning and report suggestions regarding the Implementation Program and its schedules. Discussion followed. The Comprehensive Plan will be presented at next month's regular meeting for approval and adoption. This agenda item was tabled.

KISER BUILDING UPDATE

Treasurer Thompson gave a project/building update. Various items were discussed (but not limited to the following): project funding; Mgr. Thompson suggested that Dave Little of Alpha Design be invited to attend the next regular meeting for a question and answer discussion; advertisement for contractors may be advertised for in June.

JAIL AGREEMENT WITH NEIGHBORING COUNTIES

There were no jail agreements presented for consideration. Mgr. Thompson and/or Sheriff Lobb will be speaking with the Colfax County Manager, about possible contract negotiations. Sheriff Lobb will continue to work with Taos County to secure an agreement. No action was taken. This agenda item was tabled.

LOCAL JAIL

This agenda item was discussed at length during this morning's Joint Communication meeting. A follow-up joint work session with the Town of Clayton will be held on Wednesday, March 18th at 9:00 a.m., which will begin with a tour of the jail section within the prison. Mgr. Thompson will speak with and invite the County Attorney. Advertisement for a possible quorum will be made.

BUDGET WORKSHOP

Mgr. Thompson handed out copies of the preliminary department budgets. Undersheriff Chris Schear delivered a lengthy budget presentation; department heads each spoke briefly about their respective preliminary budgets. No action was taken. This item was tabled until budget preparation is complete.

ROAD SUPERINTENDANT'S REPORT

Superintendent Kear was not present but previously supplied a written report which included: routine regular maintenance; a project on Pasamonte Road at the far south end on Miller Ranch; second roller is being repaired; cattle guard repair; will have to haul water from town to project south of town because of the lack of resources. Mgr. Thompson reported that the Road Department vacancies have not been filled yet but that applications have been received.

FIRE COORDINATOR REPORT.

Fire Coordinator O'Bryant was not present.

EMERGENCY MANAGER REPORT

Emergency Manager Wingo delivered his report during the morning's Joint Communication meeting.

ELECTED OFFICIALS REPORTS

Sheriff Lobb had nothing more to report. Lobb was asked by Chairman Bennett to provide law enforcement presence in Capulin to slow local traffic down especially around the afternoon school bus stops. Lobb acknowledged Bennett's request.

Assessor Hollie Cruz reported that Notice of Values will be mailed out to property owners on April 1st; and that the mapper position is still vacant.

Clerk Harkins reported on the following: Today, March 10th, was Candidate Declaration Day for local candidates wishing to declare intent for the upcoming June primary election; Harkins reported on a pending newspaper preservation project; will attend the Des Moines Health Fair on April 1st; as a member of the 2020 Census Committee, will attend the Census Kick-Off event on April 1st at the Ranch Market parking lot from 12:00 noon to 5:30 p.m.

Treasurer Arnett reported that she and Chief Deputy Treasurer Danielle Arellano will be attending the Audit Rule Training in Santa Fe on April 7-8. Preservation projects were briefly discussed.

Commissioner Kiesling reported on the recent NERTPO meeting in Clayton on February 26th and spoke about various highway project updates as well as the Ports-to-Plains presentation highlights; attendance of the shooting range grand opening on March 6th; as Chairman of the 2020 Census Committee, will be attending the Census Kick-Off event on April 1st at the Ranch Market parking lot from 12:00 noon to 5:30 p.m.

Commissioner Vincent reported that he was a county delegate for the Republican Pre-Primary Convention in Albuquerque.

Chairman Bennett as a member of the New Mexico Counties Board, Bennett reported on an upcoming ballot measure to make the Public Regulation Commissioner an appointed position.

Mgr. Thompson reminded the Board that the audit exit will be next month; and that a resolution needs to be considered next month regarding the Red Cardholders.

Meeting Announcements: The next regular meeting will be held on Tuesday, April 14, 2020, at 9:00 a.m. The next Joint Communications meeting is set for Tuesday, June 9, 2020, at 9:30 a.m.

ADJOURN: At 3:19 p.m., Commissioner Vincent moved to adjourn. Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. Motion carried. Meeting adjourned.

	Board of Union County Commissioner Union County, New Mexico		
ATTEST	Justin K. Bennett - Chairman		
SEAL	W. Carr Vincent - Vice Chairman		
Mary Lou Harkins - Clerk	Clayton F. Kiesling - Member		

Joint Communications Meeting

Town - County - Clayton Municipal School District Tuesday, March 10, 2020

PRESENT:

Justin K. Bennett - Union County Commission Chairman

W. Carr Vincent - Union County Commissioner

Clayton F. Kiesling - Union County Commissioner

Ernest Sanchez - Town of Clayton Mayor

Coby Beckner - Town of Clayton Trustee

Leroy Montoya - Town of Clayton Trustee

Judy Steen - Town of Clayton Trustee

Deano Arellano - Town of Clayton Trustee

Mary Lou Harkins - Union County Clerk

Shea Arnett - Union County Treasurer

Stephanie Arellano - Town of Clayton Clerk/Treasurer

Ferron Lucero - Town of Clayton Manager

Brandy Thompson - Union County Manager

James Lobb - Union County Sheriff

Chris Schear - Union County Undersheriff

Scott Julian - Town of Clayton Chief of Police

Robert Wingo - Union County Emergency Mgr.

Robert O. Beck - Town of Clayton Attorney

Sue Richardson - Union County Leader Reporter

Talisha Valdez - Union County Extension Agent

Joe Reeser - Sedan Fire Department Chief

April Gallegos - Union County/Clayton Chamber Commerce Executive Director

ABSENT:

Stacy Diller - Clayton Municipal Schools Superintendent

VISITORS:

Bruce Daitz - US Census Bureau

Michael Atkinson - United States Department of Agriculture & Forrest Service - Kiowa/Rita Blanca Grass Lands

Mayor Sanchez called the meeting to order at 9:39 a.m., in the Union County Courthouse Annex meeting room. The Pledge of Allegiance was recited.

APPROVAL OF AGENDA & DOCUMENT APPROVAL: Mayor Sanchez called for the approval of the agenda. No additions or amendments were made.

Commissioner Kiesling moved to approve the agenda. Commissioner Vincent seconded. There was no further discussion. Vote: All YES. Motion carried. Agenda approved.

Mayor Sanchez called for the approval of the meeting minutes of December 10, 2019.

Commissioner Vincent moved to approve the minutes of December 10, 2019. Trustee Beckner seconded. There was no further discussion. Vote: All YES. Motion carried. The minutes were signed.

VISITORS:

Bruce Daitz, US Census Bureau

NEW BUSINESS:

Update on Jail

UC Mgr. Brandy Thompson distributed copies of a draft projected budget prepared by Thompson and the "Bed Day Comparison: Town of Clayton (TOC) - Union County (UC)", provided by Mgr. Ferron Lucero. Mgr. Thompson reported that the information contained in the draft budget was based on a compilation of information gathered from other counties similar in size to Union County. A lengthy discussion followed which included the following (but not limited to the following):

- The number of required detention officers increased in the proposed budget meeting was so as not to understaff officers; inmate bed comparison numbers for the TOC and UC
- Medical and food contracts not inclusive of the proposed budget
- Mgr. Thompson will speak with the Colfax County Mgr. regarding the status of their facility
- Jail insurance provided by New Mexico Counties; required officer training; insurance ratio requirements for staff and inmates
- To house or not to house other inmates
- Detention officer salaries and the need to be competitive with our local law enforcement officers, of the detention officers within the State prison
- rule of thumb 1/3 of an entity's budget goes towards a prison
- recommendations made to the County was to not run a jail; county detention center expense vs. revenue from correctional fees and GRT's
- The need for board-certified psychologists to reside in Union County because of the inmate mental health care; inadequate medical and mental health care lawsuits (two of the biggest types of jail lawsuits); the current liability remains no matter where the prisoner is housed, inside of Union County or out. What is the current risk and liability? Mgr. Thompson will look into the liability issues together with the County attorney. Sheriff Lobb spoke regarding his concern of possible liabilities through transportation in and out of Union County
- Chief Julian spoke about the current temporary detention arrangement with the dispatch officers, who also act as detention officers. Current insurance coverage expires in June
- Temporary 72 hour holding cells within the state's prison vs. a 28-bed jail facility; Sheriff's Reserves may be staffed and utilized for graveyard shifts. Currently, the space within the prison accommodates four or five cells in the booking area for suicide watch, detox cell, drunk tank, as well as, sections for males and females. Attorney Robert Beck reported that the TOC would be having a phone meeting on Thursday, March 19th. Beck suggested that the State be notified that the TOC and UC are interested in using this area of the prison specifically the temporary 72-hour holding cell option; A tour of this area for interested County and Town officials will be arranged by Mgr. Lucero for 10:00 a.m. on March 18th followed up by a joint work session. It was suggested to include the County attorney because of his experience with jail operations. Local judges should also be extended an invitation for this tour and work session
- Should there be a medical contract, or should the prisoners be taken to and cleared by the local hospital

- Need a complete corrections cost analysis
- Joint Powers Agreement needs to be considered and drafted

Discussion of Economic Development

For the past couple of years, neither the County nor the Town, has funded the Union County Community Development Corporation (UCCDC). Mgr. Ferron Lucero reported that he will be suggesting to his council to combine Main Street, which is funded through Economic Development with UCCDC (both non-profits), both boards to be combined. Lucero further suggested looking for a full-time economic development director; having a representative from each the Town and the County be part of the Board; develop a skill set for that position; a competitive salary; Main Street is currently funded \$20,000.00 annually by the TOC; Lucero will recommend an increase for the combined director position; perhaps the County will be interested in participating; this position would be an employee of the TOC or the County; the combined Board would answer to both the TOC and the County; Keith Barrus is the current director of the UCCDC.

Discussion followed which included the following (but not limited to the following): Budget preparations; State of New Mexico is difficult at best to deal with for the small business person; both the TOC and the County were both very interested in this idea; a few questions should be addressed by the county and town attorney - how do we combine non-profit organizations - will the LEDA Ordinances need to be updated?

REPORTS: Emergency Manager Robert Wingo

Emergency Manager, Robert Wingo introduced himself. Wingo reported on the following (but not limited to the following): Hazard Mitigation meeting is coming up next month. The goal is to have a Hazard Mitigation Plan in place by June; grant expires in August; COV1D-19 (Coronavirus) update-State of New Mexico is at a level 3, all local entities are working together; completing the last courses for Incident Command System (ICS); Mass Casualty trailer is in Des Moines and fully stocked; the National Guard Armory Building has been designated as the triage center, where the Mass Casualty trailer will be located and EMS will be activated; will be meeting with Red Cross next week for preparation; the grant for a school resource officer closes today. Will try to apply and submit grant application; winter gates on Hwy 370 – the problem lies with the engineer in Las Vegas New Mexico and higher up.

Commissioner Kiesling asked on behalf of George Gonzales of his request to consider placing a warning siren in the housing area a couple of miles east of Clayton. Wingo will go back and revisit funding possibilities. Wingo reported that tests were run last week, and he could hear the sirens a ¼ mile away from Clayton and he could hear each of the 3 sirens.

Sedan Fire Chief Joe Reeser asked that Wingo supply to each rural fire department informational protocol packets on the COVID -19 virus. Wingo acknowledged Reeser's request. Wingo will attend tonight's Sedan Fire Department meeting.

Trustee Deano Arellano asked Wingo if he was going to make the TOC's regular meetings. Wingo acknowledged his request.

Bill Daitz - US Census Bureau introduced himself. Daitz reported on this year's Decennial Census; participation is critical for an accurate population count; provided census recruitment handouts; recruitment of census takers in Union County - \$16.50 per hour and .58 cents per mile; applicant census takers will have to be fingerprinted and have their background checks done; Daitz will visit as many businesses in the county as possible for the distribution of census materials; 60 census taker positions should be designated for Union County.

Commissioner Kiesling announced Union County's Census events on April 1st in both Des Moines at the Health Fair and in Clayton at the Ranch Market parking lot.

Mayor Ernest Sanchez asked how it was possible to monitor the monies allocated to Union County-based on the 2020 Census. Daitz recommended contacting the Governor or State Treasurer for that information.

MEETING ANNOUNCEMENT: The next regular Joint Communications meeting date is scheduled for Tuesday, June 9, 2020, at 9:30 a.m., at the Union County Courthouse Annex Building.

<u>ADJOURNMENT:</u> At 11:24 a.m., <u>Commissioner Vincent moved to adjourn. Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. Motion carried. The meeting was adjourned.</u>

UNION COUNTY	TOWN OF CLAYTON		
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UC Chairman Justin K. Bennett	TOC Trustee Coby Beckner		
UC Commissioner W. Carr Vincent	TOC Trustee Leroy Montoya		
UC Commissioner Clayton F. Kiesling	TOC Trustee Deano Arellano		
	TOC Trustee Judy Steen		
ATTEST:	CLAYTON SCHOOL DISTRICT		
	NOT PRESENT		
Mary Lou Harkins	Stacy Diller		
Union County Clerk	Superintendent Clayton Municipal School		
District			

I, Mary Lou Harkins, Union County Clerk, do hereby certify that the Work Session Notice, was posted in the County Clerk's Office, Union County Courthouse, Office of the Municipal Clerk, US Post Office, and the A.W. Thompson Memorial Library.

BOARD OF UNION COUNTY COMMISSION WORK SESSIONS Union County Courthouse/Annex March 18, 2020

BOARD MEMBERS PRESENT:

Chairman Justin K. Bennett

Commissioner Clayton F. Kiesling

BOARD MEMBER(S) ABSENT:

Commissioner W. Carr Vincent

OTHERS PRESENT:

Clerk Mary Lou Harkins
Manager Brandy Thompson
Admin. Assistant Cheryl Garcia
Treasurer Shea Arnett
Emergency Manager Robert Wingo
County Attorney Stephen Ross

At 9:15 a.m., the work session began

DISCUSSION:

The work session was to discuss Local Jail Options and COVID-19

The informational work session began at 9:15 a.m., in the Union County Commissioner's Office, located in the Union County Courthouse, regarding local jail options. Various items were discussed which included the following (but was not limited to the following): transportation and housing liabilities; Joint Powers Agreement, allocation of at least 1/3 of the county's budget for jail operations; sub-contract with the State for the old jail facility within the State prison; jail insurance; officer to inmate ratios; Colfax County Detention Facility renovation update; Colfax Detention contract - \$75 per day; professional feasibility study; shared responsibilities between the TOC and UC; increase in staff size for the Sheriff's Department; holding cell options and costs associated; TOC's proposed budget; transportation prohibited by weather; food service, master control, extraction team and medical contract; and the repayment of the TOC's jail bonds.

No discussion was had regarding COVID-19.

This work session was for information only. No decisions or actions were made concerning County business.

At 10:00 a.m., the work session was concluded.

Board of Union County Commissioners
Union County, New Mexico

ATTEST

Justin K. Bennett - Chairman

SEAL

NOT PRESENT
W. Carr Vincent - Vice Chairman

Mary Lou Harkins - Clerk

Clayton F. Kiesling - Member

I, Mary Lou Harkins, Union County Clerk, do hereby certify that the Work Session Notice, was posted in the County Clerk's Office, Union County Courthouse, Office of the Municipal Clerk, US Post Office, and the A.W. Thompson Memorial Library.

BOARD OF UNION COUNTY COMMISSION WORK SESSIONS

Union County Courthouse/Annex March 18, 2020

PRESENT:

Justin K. Bennett - Union County Commission Chairman Clayton F. Kiesling - Union County Commissioner Coby Beckner - Town of Clayton Trustee Judy Steen - Town of Clayton Trustee

ABSENT:

W. Carr Vincent - Union County Commissioner Leroy Montoya - Town of Clayton Trustee Deano Arellano - Town of Clayton Trustee

OTHERS PRESENT:

Brandy Thompson - Union County Manager
Mary Lou Harkins - Union County Clerk
Shea Arnett - Union County Treasurer
Stephen Ross - Union County Attorney
Robert Wingo - Union County Emergency Manager
Ernest Sanchez - Town of Clayton Mayor
Ferron Lucero - Town of Clayton Manager
Tammie Stump - Union County General Hospital CEO
Stephanie Arellano - Town of Clayton Clerk/Treasurer
Scott Julian - Town of Clayton Chief of Police
Justin Drumm - Town of Clayton Fire Department
Stacy Diller - Clayton Municipal Schools Superintendent
Robert O. Beck - Town of Clayton Attorney
April Gallegos - Union County/Clayton Chamber of Commerce Executive Director
Talisha Valdez - Union County Ag and 4-H Agent

Copies of the following items were made available for viewing: "NM EOC Situation Report regarding COVID-19 dated March 16, 2020"; the Town of Clayton's (TOC) proposed jail budget for the operations of a full-time jail, the TOC's Bed Day Comparison: TOC - Union County (UC); and UC's proposed budget for a full-time jail.

Mayor Sanchez called the meeting to order at 10:05 a.m., in the Union County Courthouse Annex meeting room. The Pledge of Allegiance was recited.

APPROVAL OF AGENDA & DOCUMENT APPROVAL: Mayor Sanchez called for the approval of the agenda.

Commissioner Kiesling moved to approve the agenda and suggested moving the discussion of agenda item #2. COVID-19, as the first item to be discussed. Trustee Beckner seconded. There was no further discussion. Vote: All YES. Motion carried. Agenda approved.

Document Approval: There were no documents presented for approval. No action was taken.

NEW BUSINESS:

Discussion of COVD-19 (Informational Only)

CEO Tammie Stump, Union County General Hospital - CEO Stump gave a lengthily report and update on COVID-19 (Coronavirus) which included the following (but not limited to the following): hospital lock down; protection of healthcare workers, first responders, and providers; UCGH has 3 ventilators and 3 negative pressure rooms; PPE (personal provider equipment) is well stocked; will provide thermometers to the public as needed; assessments will be made before hospital entry; teleconference/video medical care to people in their homes; routinely publishing healthcare education in the local newspaper; MUST PRACTICE SOCIAL DISTANCING and SELF-ISOLATION if you think you have been exposed or have been in an area with known confirmed cases; CDC criteria - a temperature of 100 degrees and above, respiratory type symptoms, and/or have been exposed to a positive case or been in a critical area with an influx of the virus; Rotary Club Snack Pack Program; trial vaccine and antivirals are in the works; protect the elderly; information can be found by accessing sites for the Centers for Disease Control or the World Health Organization; providers and persons in a higher level of duty to their community will not be asked to self-quarantine; local nursing home is locked down; updates will be sent to the County Mgr. which may be dispersed.

Superintendent Stacy Diller, Clayton Municipal Schools - Superintendent Diller reported on the following (but not limited to the following): the school district is closed for 3 weeks and possibly longer; all staff is on duty. Teachers are working remotely from their homes; pursuing on-line instruction; educational assistants are cleaning the classrooms. The custodial staff is cleaning and disinfecting from top to bottom; cafeteria staff is providing free of charge breakfast and lunch to students. Meals are delivered curbside by teachers; the school board meeting room will be closed to the public. Meeting(s) will be live-streamed; working on student internet access for all in a 2500 square mile district – all students will have Chrome books for distance learning; school bus drivers will be made available to help with the delivery of Sr. Citizen meals if needed; Superintendent Diller suggested using Zoom (video/web conferencing) for weekly COVID-19 updates and offered her IT staff for assistance if needed.

Emergency Manager Robert Wingo, Union County - Emergency Manager Wingo reported on the State's Emergency Operation Center (EOC) which is currently at a level 1; operations are now 24/7; test and result statistics in New Mexico; according to the Pandemic Emergency Plan, the local National Guard Armory building, will open up as the triage center if needed. Those afflicted will be cared for by qualified EMS (Emergency Medical Services); the New Mexico Department of Health has designated Clayton as a regional distribution point for PPE and will be housed within the armory if needed.

Fire Chief Justin Drumm, Clayton Fire & Rescue - Fire Chief Drumm reported that his department is well stocked with PPE; everyone must do their part to "flatten the curve of the virus"; because of heightened alert, various protocols are being implemented for EMS; dispatch has been made aware of

virus criteria; encouraged attendees to view the nmhealth.org website for up to date state-wide information.

Chief of Police Scott Julian, Town of Clayton - Chief Julian reported that all officers are equipped with PPE; department protocols have been implemented; will enforce all State directives which includes siting unlawful assembly.

Chairman Bennett, Union County - Chairman Bennett reported that employees that have been out of town and in "hotspots" will strongly be advised to self-quarantine; encouraged all attendees to document all expenditures that go beyond day-to-day operations for funding assistance.

Executive Director April Gallegos, Clayton/Union County Chamber of Commerce - Director Gallegos reported that all state tourism departments are shut down to the public. Gallegos will continue passing along the information to the public regarding protocols, closures, updates, and directives.

Mayor Ernest Sanchez, Town of Clayton - Mayor Sanchez reported that the Clayton Sr. Citizen's Center will be closed beginning tomorrow. Mgr. Ferron Lucero reported that meals may be delivered to their homes.

Mgr. Ferron Lucero, Town of Clayton - Mgr. Lucero reported that the city office is working with essential staff and the doors may be closed to the public; non-essential departments such as the library will be closed and staff employees will assist in other departments.

Extension Agent Talisha Valdez, Union County - Agent Valdez reported that statewide 4-H activities have been suspended; will continue to advise all participants of protocols and directives;

Going forth, every Thursday at 9:00 a.m., there will be a virtual meeting via Zoom so that all parties are on the same page.

Discussion on Jail:

The following was discussed (but not limited to the following):

- inmate housing was reviewed; housing layout provided enough bed space for 12 detainees; space for the proposed housing area is 10.7 K square feet
- TOC's projected budget for a full-time jail and concern of understaffing
- The TOC's current and temporary holding cells allow for no more than 16-hours detention and may only hold TOC or UC detainees; OneBeacon Insurance is the current private carrier. This insurance expires at the end of June
- should consideration be given to housing other department/entities prisoners such as the State Police or Game & Fish?
- The TOC met with the State to finalize the jail portion of the facility. State's approval is pending; The contract will be presented to the TOC's Council for approval; 1-year contract with up to 4 (1) year extensions; maintenance and cost share of utilities included; laundry and meals would be a separate contract; master control may be provided for by the State; medical would be a separate contract

- TOC is seeking legislative authorization for a lease/purchase option for the duration of the life of the jail bonds
- Sheriff's Department transportation expense
- jail personnel would have to be hired immediately; detention officer training and insurance requirements would need to be in effect by July 1
- Colfax County Detention Facility \$75 per day
- split actual jail costs every month; per diem rate; cost-sharing is the most equitable way to go
- the TOC's annual Local Government Protection fund is \$45K
- TOC would be committed to a minimum of one year
- Options: County operated full-time jail providing bed space for both the TOC and UC detainees; or, using the facility as a temporary holding facility for 16-hours
- UC will work with New Mexico Counties between now and their regular April meeting.
- Professional feasibility study

A follow-up work session may take place after the County's regular meeting in April. The County will call for this follow-up work-session.

The COVID weekly meetings will take place via Zoom (web and video conferencing) for all interested parties (County, Town, School, Hospital), every Thursday at 9:00 a.m. These meetings will be advertised as informational meetings only and will be recorded and made available to the public.

This work session was for information only. No decisions or actions were made. This agenda item will be considered during the County's next regular meeting agenda in April.

At 12:45 p.m., Trustee Beckner moved to adjourn. Commissioner Kiesling seconded. There was no further discussion. Vote: All YES. Meeting adjourned.

		Union County, New Mexico
ATTEST	4	Justin K. Bennett - Chairman
SEAL		NOT PRESENT
		W. Carr Vincent - Vice Chairman
Mary Lou Harki	ns - Clerk	Clayton F. Kiesling - Member

BOARD OF UNION COUNTY COMMISSION EMERGENCY MEETING NOTICE

March 24, 2020

Notice was published on Union County's Facebook page. Public access information was provided.

BOARD MEMBERS APPEARING REMOTELY:

Chairman Justin K. Bennett

Commissioner Clayton F. Kiesling

ABSENT:

Commissioner W. Carr Vincent

OTHERS PRESENT IN THE UNION COUNTY COMMISSIONERS OFFICE AND APPEARING REMOTELY:

Clerk Mary Lou Harkins

Manager Brandy Thompson

Admin. Assistant Cheryl Garcia

At 2:31 p.m., Chairman Bennett called the emergency meeting to order. Those appearing remotely announced their presence: Chairman Bennett and Commissioner Kiesling.

Chairman Bennett stepped down as Chair and moved to suspend the rules of order for the duration of this meeting due to Commissioner Vincent's absence so that the meeting could be conducted with the remaining quorum. Commissioner Kielsing seconded. There was no further discussion. Roll Call Vote: Commissioner Bennett – YES, Commissioner Kiesling – YES.

RESOLUTION #2020-39 DECLARING UNION COUNTY TO BE AN EMERGENCY AREA AS A RESULT OF COVID-19

A proposed resolution declaring Union County to be an emergency area as a result of COVID-19 was reviewed and discussed. Mgr. Thompson explained the particulars of the resolution.

The resolution would allow for the following:

- To exercise necessary emergency powers and expenditure of available resources, and requesting aid, assistance and relief programs and funds available from the State
- County agencies and departments are directed to utilize county resources and to do everything reasonably possible to assist affected political subdivisions to respond and recover from the outbreak
- It is the responsibility of Union County (UC) officials to control County resources and manage and coordinate those resources for the control of the spread of COVD-19 and maintain public health
- The County Manager, with the telephonic advice and consent of the Chair of the Board of County Commissioners and County Attorney, shall have authority to make emergency expenditures consistent with the emergency provision of the New Mexico Procurement Code not to exceed the sum of \$100,000 per expenditure, to sign emergency contracts not to exceed the amount of 100,000 per contract, sign routine or emergency warrants normally executed by the entire Board, to issue routine and emergency permits, and to take other routine and nonroutine emergency matters which would normally be taken up by the entire Board during the period on declared emergency so that public meetings and gatherings are avoided

- The County Manager with the advice and consent of the Chair of the Board shall have the authority to transfer necessary emergency funds as necessary to meet the needs of the County during the emergency; and
- The County Manager may implement all necessary and proper measures to allow for the flexibility of time and location of work, including for offsite and telecommuting for all employees during the period of this emergency

Commissioner Bennett moved to approve Resolution No. 2020-39 Declaring Union County to be an Emergency Area as a Result of COVID-19. (during the remote session, contact was temporarily lost Commissioner Kiesling. Kiesling rejoined the remote session and Commissioner Bennett restated his motion). Commissioner Kiesling seconded. There was no further discussion. Roll Call Vote: Commissioner Bennett - YES, Commissioner Kiesling - YES. The resolution was signed by Manager Brandy Thompson on behalf of the commissioners.

RESOLUTION #2020-40 AUTHORIZING SUBMISSION OF NMFA APPLICATION ROAD CRUSHER

A proposed resolution authorizing and approving the submission of a completed application for financial assistance and project approval to the New Mexico Finance Authority was reviewed and discussed. Mgr. Thompson reported that she communicates with Road Superintendent Kear regarding the status of the crusher. Mgr. Thompson reported that the crusher was previously budgeted for but there had not been a dedicated source of revenue. Funding options for the crusher and a truck were discussed. Harding County maybe interested in purchasing the old crusher. For various finance reasons, Union County is considered a "disadvantaged entity".

Commissioner Kiesling moved to approve Resolution #2020-40 authorizing the submission of the application for financial assistance and project approval to the New Mexico Finance Authority for the purchase of a crusher. Commissioner Bennett seconded. There was no further discussion. Roll Call Vote: Commissioner Bennett - YES, Commissioner Kiesling - YES. The resolution was signed by Mgr. Brandy Thompson on behalf of the commissioners.

This emergency meeting was recorded and may be made available to the public.

ADJOURN: At 2:57 p.m., Commissioner Bennett moved to adjourn. Commissioner Kiesling seconded. The	re
was no further discussion. Roll Call Vote: Commissioner Bennett – YES, Commissioner Kiesling - YES. Motion	<u>on</u>
carried. Meeting adjourned.	

	Union County, New Mexico
ATTEST	Justin K. Bennett - Chairman
SEAL	<u>ABSENT</u> W. Carr Vincent - Vice Chairman
Mary Lou Harkins - Clerk	Clayton F. Kiesling - Member

BOARD OF UNION COUNTY COMMISSION EMERGENCY MEETING NOTICE

April 2, 2020

I, Mary Lou Harkins, Union County Clerk, do hereby certify that the Emergency Meeting Notice, was posted at the Union County Courthouse, Union County Clerk's Office, Clayton Post Office, Union County's web-site and Facebook page. Public access information was provided.

BOARD MEMBERS APPEARING REMOTELY:

Chairman Justin K. Bennett

Commissioner W. Carr Vincent

Commissioner Clayton F. Kiesling

OTHERS PRESENT IN THE UNION COUNTY COMMISSIONÉRS OFFICE AND/OR APPEARING REMOTELY:

Clerk Mary Lou Harkins

Manager Brandy Thompson

Admin. Assistant Cheryl Garcia

Attorney Stephen Ross

President - Clayton Health Systems, Judith Cooper

CFO Union County General Hospital Melissa Prante

Mike Newman, Managing Director - Hilltop Securities

At 10:34 a.m., Chairman Bennett called the emergency meeting to order. Those appearing remotely announced their presence: Chairman Bennett, Commissioner Vincent, and Commissioner Kiesling.

Commissioner Vincent moved to approve the agenda. Commissioner Kiesling seconded. There was no further discussion. Roll Call Vote: Commissioner Kiesling - YES, Commissioner Vincent - YES and Chairman Bennett k- YES. Motion carried.

HOSPITAL COVID-19 LINE OF CREDIT & LOAN PAYMENTS

Copies of a letter dated March 30, 2020, to Chairman Bennett from Judith Cooper, President of Clayton Health Systems and the "Clayton Health Systems Borrowing Resolution" of March 27, 2020, were previously distributed to the Board for review. CHS President Judith Cooper indicated in detail a request which was to improve the cash position of the Hospital to cope with the anticipated financial impact of 2019-nCoV so that focus remained on preparations for health care to the residents of Union County.

Mike Newman, Managing Director/Financial Advisor of Hilltop Securities - Advisor Newman spoke at length of the results of the Coronavirus Pandemic and the burden placed on the UCGH. Newman gave a detailed presentation in support of the request of the Clayton Health System's Board of Directors to seek a waiver from making payments of principal and interest on the loans extended to UC from NMFA and to secure short-term financing in the form of advances from local banks and NMFA.

Melissa Prante, CFO of UCGH - reported that all considerations are being made with regards to the CARES (Coronavirus Aid, Relief, and Economic Security) Act, Medicare Advantage and the State and Federal Governments. A brief discussion followed. Chairman Bennett asked CFO Prante to keep the County Manager informed as to how much and when the line of credit is extended. Chairman Bennett opened the floor for discussion, there being none.

Commissioner Kiesling moved to allow the hospital to suspend the lease payment for the period of April through August 2020 and to approve a line of credit secured by the hospital's accounts receivable without

recourse to the County as further detailed in the letter of request from Judith Cooper, President of Clayton Health Systems (Hospital COVID-19 Line of Credit & Loan Payments). Commissioner Vincent seconded. There was no further discussion. Roll Call Vote: Commissioner Kiesling - YES, Commissioner Vincent - YES and Chairman Bennett - YES. Motion carried. Mgr. Thompson signed a letter to Marquita Russel, Chief Executive Officer for the New Mexico Finance Authority, dated April 1, 2020. A copy of this letter is attached as an exhibit.

Mgr. Thompson asked that the Board allow her to move the excess funds into the debt service so that she could proceed with NMFA.

Commissioner Vincent moved to approve the transfer of program funds in PPRF-4931 to the Debt Service Reserve Funds for the loan and to move the overage in PPRF-3574 to PPRF-3145 the Debt Service Reserve Fund. Commissioner Kiesling seconded. There was no further discussion. Roll Call Vote: Commissioner Kiesling - YES, Commissioner Vincent - YES and Chairman Bennett - YES. Motion carried.

HOSPITAL REQUEST FOR MILL LEVY/GRT

A copy of the "Request from UCGH Mill Levy/GRT" dated March 27, 2020, together with various supporting documentation was e-mailed from the hospital COF, Melissa Prante to Mgr. Thompson on March 27, 2020. Mgr. Thompson reported that the amount of the request was \$401,070.63. Thompson reported on the status of the combined Mill Levy and GRT totals and projected forecast. Chairman Bennett opened the floor for discussion, there being none.

Commissioner Kiesling moved to approve the Mill Levy and GRT disbursement as requested by the Clayton Health Systems Board. Commissioner Vincent seconded. There was no further discussion. Roll Call Vote: Commissioner Kiesling - YES, Commissioner Vincent - YES and Chairman Bennett - YES. Motion carried.

This emergency meeting was recorded. The recording can be made available to the public.

ADJOURN: At 11:05 a.m., Commissioner Vincent moved to adjourn. Commissioner Kiesling seconded. There was no further discussion. Roll Call Vote: Chairman Bennett - YES, Commissioner Kiesling - YES and Commissioner Vincent - YES. Motion carried. Meeting adjourned.

	Board of Union County Commissioners Union County, New Mexico
ATTEST	Justin K. Bennett - Chairman
SEAL	W. Carr Vincent - Vice Chairman
Mary Lou Harkins - Clerk	Clayton F. Kiesling – Member

JOINT COMMUNICATION MEETING TOWN/COUNTY/CLAYTON SCHOOLS

Wednesday, April 22, 2020

The Joint Communications meeting was held via Zoom

Notice was published on Union County's Facebook page. Public access information was provided.

UNION COUNTY COMMISSION BOARD MEMBERS APPEARING REMOTELY:

Chairman Justin K. Bennett

Commissioner W. Carr Vincent

Commissioner Clayton F. Kiesling

TOWN OF CLAYTON COUNCIL MEMBERS APPEARING REMOTELY:

Coby Beckner - Town of Clayton Trustee

Leroy Montoya - Town of Clayton Trustee

Judy Steen - Town of Clayton Trustee

Deano Arellano - Town of Clayton Trustee

OTHERS PRESENT IN THE UNION COUNTY COMMISSIONERS OFFICE AND APPEARING REMOTELY:

Clerk Mary Lou Harkins

Manager Brandy Thompson

Admin. Assistant Cheryl Garcia

OTHERS APPEARING REMOTELY:

Mayor Ernest Sanchez

TOC Manager Ferron Lucero

TOC Fire Chief Justin Drum

Chief of Police Scott Julian

UC Sheriff James Lobb

TOC Attorney Robert O. Beck

County Attorney Stephen Ross

UCGH CEO Tammie Stump

Clayton - UC Chamber Executive Director April Gallegos

Stephanie Arellano - Town of Clayton Deputy Clerk

At 2:04 p.m., Mayor Ernest Sanchez called the meeting to order. Those Board and Council Members appearing remotely announced their presence: Chairman Bennett, Commissioner Kiesling, Trustee Coby Beckner, Trustee Leroy Montoya, Trustee Judy Steen, Trustee Leroy Montoya, and Trustee Deano Arellano.

The Pledge of Allegiance was recited.

DOCUMENT APPROVAL:

Mayor Sanchez called for agenda approval.

<u>Trustee Arellano moved to approve the agenda. Commissioner Kiesling seconded. There was no further discussion.</u> Vote: All YES. Motion carried.

VISITORS:

There were no visitors present which required an introduction.

NEW BUSINESS:

• Proposal for Economic Relief for Rural Small Business

RESOLUTION NO 2020-41 & TOWN OF CLAYTON RESOLUTION #20-23 REQUEST FOR DELEGATION OF AUTHORITY TO LOCAL GOVERNMENT PROVIDING ECONOMIC RELIEF FOR RURAL SMALL BUSINESS BY REOPENING BUSINESSES ORDERED TO CLOSE USING SAFEGUARDS DURING THE COVID-19 PANDEMIC

A proposed draft joint resolution providing economic relief for rural small businesses by reopening businesses ordered to close using safeguards during the COVID-19 Pandemic was read aloud by Commissioner Vincent. The Draft was made available for review during this virtual meeting. Commissioner Vincent explained the importance and urgency of this resolution. A lengthy discussion was had by both the County and the Town members which included suggested modifications. Mgr. Lucero made suggested changes to the document. All changes could be visually seen by all attendees.

This joint resolution would **recommend** to the Governor and the Department of Health Secretary the following:

- Allow those businesses, including non-profits, to reopen immediately that do not fall within the Secretary's definition of essential businesses and allow those businesses to implement those safeguards that have been imposed on essential businesses, as the Secretary indicated in her orders that "social distancing is the sole way New Mexicans can minimize the spread of COVID-19, and currently constitutes the most effective means of mitigating the potentially devastating impact" of the virus.
- Allow local governing bodies to lead the local Emergency Action Plans to ensure a balanced approach to both public safety and economic health in response to COVID-19.
- That non-emergent yet necessary healthcare procedures be deemed essential for the general health and welfare of the public.

Commissioner Vincent moved to approve Resolution No. 2020-41 Request for Delegation of Authority to Local Government Providing Economic Relief for Rural Small Business by Reopening Businesses Ordered to Close Using Safeguards during the COVID-19 Pandemic with all suggested changes. Commissioner Kiesling seconded. There was no further discussion. Roll Call Vote: Commissioner Kiesling - YES, Commissioner Vincent - YES and Chairman Bennett - YES. The resolution was approved by all members of the Board of County Commissioners and attested by the County Clerk.

Trustee Beckner moved to approve the Town of Clayton's Resolution 20-23 Request for Delegation of Authority to Local Government Providing Economic Relief for Rural Small Business by Reopening Businesses Ordered to Close Using Safeguards during the COVID-19 Pandemic with all suggested changes. Trustee Montoya seconded. There was no further discussion. Roll Call Vote: Trustee Beckner - YES, Trustee Arellano - YES, Trustee Steen - YES, and Trustee Montoya - YES. The resolution was approved by all members of the Town of Clayton Council and attested by the Town of Clayton Deputy Clerk.

Clayton-Union County Chamber Executive Director Gallegos thanked the Council and Board on behalf of the struggling local businesses. Gallegos reported that various merchants will be providing letters of hardships and concerns to accompany the adopted joint resolution. Gallegos also reported on the status of various loans and relief packages for local businesses. Gallegos also directed a question to the Town of Clayton as to what relief was available for both business owners and town resident's utility bills. Council approval has been given to the town manager for the consideration on a case by case situation for municipal utilities with proof relating to the COVID-19 pandemic. Payment requirements could be suspended for a while and until the public health directives have been lifted.

Gallegos also asked that the Town and County publish a weekly press release educating the public as to what is being worked on concerning pandemic planning and shutdown.

DISCUSSION FOR VOTING PRECINCTS:

County Clerk Harkins reported that because of her recent suggestion to consolidate county-wide rural precincts on Election Day to the Clayton Civic Center because of the COVID-19 pandemic, much effort was made to speak with many individuals throughout the County. In the best interests of voters, it was determined that all county-wide Election Day polling places remain open on Election Day. Harkins highly recommended that public officials encouraged the public to vote absentee or vote early in the Clerk's Office so that polling place congestion be minimized during this pandemic. Personal Protection Equipment and protocols will be used in the polling places and recommendations will be made to the poll officials and the public. A brief discussion followed. No action taken was taken

DISCUSSION ON JAIL

A proposed operational jail budget and transportation cost sheets were provided to attendees before the meeting. Mgr. Lucero gave a quick recap of the last joint meeting regarding the jail situation. The following items were discussed (but not limited to the following): The Town could possibly operate the adult detention facility and charge the County a percentage of the operating costs. The Town Council needs to agree to operate the jail if the County agrees; calculations in the proposed budget were based on percentages; detention facility employee salaries; detention officers and sufficient jail coverage; shared costs between the Town and the County; organization of a joint committee for the hiring of jail employees; budget planning needs to go forth; stipulated agreement should be considered for yearly evaluations of percentage splits between the Town and County; all agreed that this should be a Town of Clayton Detention Facility and will be formally proposed to the Town Council; insurance expires at the end of June for the temporary holding facility operated by the Town of Clayton; current jail agreements with neighboring county's will be left in place; a draft contract will be developed for the proposed Town of Clayton Detention Center for future consideration.

This was a lengthy joint discussion. No action was taken.

This meeting was recorded and may be made available to the public.

MEETING ANNOUNCEMENT:

Mayor Sanchez announced that the next regularly scheduled Joint Communications Meeting will be on Tuesday, June 9, 2020, at 9:30 a.m., at the Union County Courthouse Annex Building.

ADJOURN: At 3:50 p.m., Trustee Deano Arellano moved to adjourn. Trustee Coby Beckner seconded. There was no further discussion. Vote: All YES. Meeting adjourned.

UNION COUNTY	TOWN OF CLAYTON
UC Chairman Justin K. Bennett	TOC Trustee Coby Beckner
UC Commissioner W. Carr Vincent	TOC Trustee Leroy Montoya
UC Commissioner Clayton F. Kiesling	TOC Trustee Deano Arellano
ATTEST:	TOC Trustee Judy Steen CLAYTON SCHOOL DISTRICT
ATTEST.	NOT PRESENT
Mary Lou Harkins	Stácy Diller
Union County Clerk	Superintendent Clayton Municipal School District

Union County General Consolidated

Executive Financial Summary

9th Month FY 2020

Unaudited

	9th Wonth FY 2020			Unaudited	
KEY STATISTICS					
	03/31/20	03/31/20	YTD	YTD	YTD
	ACTUAL	BUDGET	ACTUAL	BUDGET	VARIANCE
Total Admissions	24	15	167	134	33
Total Patient Days	82	61	673	548	125
Average Length of Stay Total	3.42	4.07	4.03	4.09	0.06
Total Emergency Room Visits	141	158	1,557	1,426	131
Outpatient Visits (NOT CLINIC)	426	625	4,757	5,625	(868)
Total Surgeries	7	5	26	45	(19)
Total GI Procedures	5	4	57	38	19
STATEMENT OF REVENUE AND EXPENS	FS.YTD				
O'ATTAINENT OF NEVEROLENING EXITERIO	03/31/20	03/31/20	YTD	YTD	YTD
REPORTED IN THOUSANDS	ACTUAL	BUDGET	ACTUAL	BUDGET	VARIANCE
Revenue:					
Gross Patient Revenues	\$1,614	\$1,342	\$13,078	\$12,077	1,001
Deductions from Revenue	(645)	(526)	(5,123)	(4,742)	(381)
Net Patient Revenues	969	816	7,955	7,335	620
Other Revenue	227	191	1,998	1,711	287
Total Net Revenues	1,196	1,007	9,953	9,046	907
Expenses:					
Salaries & Benefits	576	546	5,001	4,920	(81)
Professional Fees	34	56	436	500	64
Purchased Services	92	108	846	972	126
Supply Expenses	92	70	707	625	(82)
Other Operating Expenses	202	150	1,825	1,351	(474)
Depreciation & Interest Expense	61	67	543	601	58
Total Expenses	1,057	997	9,358	8,969	(389)
OPERATING MARGIN	139	10	595	77	518
	****		.		4
NET MARGIN	\$139	\$10	\$595	\$77	\$518
EBIDA	\$200	\$77	\$1,138	\$678	\$460
		+	+-,	1 70.0	7.55
BALANCE SHEET					

			Audited
Unaudited	03/31/20	03/31/20	06/30/19
ASSETS			
Current Assets	\$2,294	\$1,600	\$1,353
Property, Plant & Equipment (Net)	9,360	9,467	9,735
Other Assets	647	908	878
Total Unrestricted Assets	12,301	11,975	11,966
Assets Whose Use is Limited	2,031	2,042	1,660
Total Assets	\$14,332	\$14,017	\$13,626
LIABILITIES AND NET ASSETS			
Current Liabilities	\$1,942	\$2,256	\$2,097
Debt Borrowings, net of current	3,725	3,886	3,460
Total Liabilities	5,667	6,142	5,557
Net Position	8,665	7,875	8,069
Total Liabilities and Net Position	\$14,332	\$14,017	\$13,626

CLAYTON HEALTH SYSTEMS

April 22, 2020 MOR

NOTES TO CONSOLIDATED FINANCIAL STATEMENTS

Period Ending March 31, 2020

INCOME STATEMENT:

- 1. Gross patient revenue for March was \$1.6M; \$272k > budget; \$253k > PY.
- 2. Total net patient revenue for the month, after CA was \$969k.
- 3. Total other revenue for March is \$133k.
- 4. County tax subsidy revenue based on County budget is \$94k.
- 5. Total MTD net operating revenue was \$1.2M; 189k >budget; 270k > PY.
- 6. Operating expenses for March were \$1.1M; 60k > budget; 152k > PY.
- 7. Operating income of \$139k and EBIDA \$200k.
- 8. YTD, we have an operating income of \$595k and EBIDA of \$1.1M.

YTD Budget to Actual Variances is as follows:

Gross Patient Revenue is over budget by \$1.0M.

Total Net Operating Revenues are over our YTD budget by \$907k.

Total Operating Expenses are over budget by \$389k.

Salary/Benefits are over budget YTD by \$81k.

Professional fees/Purchased Services are under budget by \$190k.

Pharmacy, Medical, Other Supplies are over budget by \$82k.

Other operating expenses (postage, subscriptions, dues, licenses, taxes, maintenance, lease, utilities, travel and education) are **over** budget by \$474k. Includes physician recruiting, audit invoices and 340B management fees.

Depreciation and Interest are under budget by \$58k.

BALANCE SHEET:

- 9. UCGH had cash and cash equivalents of \$831k.
- 10. March CD balances total \$917k.
- **11.** AR Mill Levy and GRT balance \$415k.
- 12. Net Patient AR is \$1.2M.
- 13. Trade Accounts Payable total \$222k.
- 14. AP Manual accruals is \$99k.
- **15.** Estimated 3rd party settlements \$283k for 2018 CR and \$373k for 2019 CR for a total of \$656k.
- **16.** March Days Cash on Hand is 25 days.



Justin Bennett
Chair
W. Carr Vincent
Member
Clayton Kiesling
Member

PO Box 430 Clayton, NM 88415 (575)374-8896 (575)374-2763 Fax www.unionnm.us Brandy Thompson County Manager

Stephen C. Ross
County Attorney

RESOLUTION #2020-42 ACCEPTANCE AND APPROVAL OF THE FY19 AUDIT

WHEREAS, the Union County is required by statute to contract with an independent auditor to perform the required annual audit or agreed upon procedures for Fiscal Year 2019; and,

WHEREAS, the Board of Union County Commissioners has directed the accomplishment of the audit for FY19 be completed; and,

WHEREAS, this audit has been completed and presented to the Union County Board of Commissioners per the February 24, 2020 Letter from the State Auditor authorizing the release of the FY19 audit.

WHEREAS, NMAC 2.2.2.10 (M) (4) provides in pertinent part that "Once the audit report is officially released to the agency by the state auditor (by a release letter) and the required waiting period of five calendar days has passed, unless waived by the agency in writing, the audit report shall be presented by the IPA, to a quorum of the governing authority of the agency at a meeting held in accordance with the Open Meetings Act, if applicable;" and,

NOW THEREFORE, BE IT RESOLVED, that the Union County Board of Commissioners does hereby accept and approve the completed audit report and findings as indicated within this document.

ACCEPTED AND APPROVED this 12th day of May, 2020 in regular session by the Union County Board of Commissioners, at Clayton, Union County, New Mexico.

ATTEST	
SEAL	Justin Bennett, Commission Chair
Mary Lou Harkins, County Clerk	W. Carr Vincent, Commissioner
	Clayton Kiesling, Commissioner



Justin Bennett
Chair
W. Carr Vincent
Member
Clayton Kiesling
Member

PO Box 430 Clayton, NM 88415 (575)374-8896 (575)374-2763 Fax www.unionnm.us Brandy Thompson County Manager

Stephen C. Ross County Attorney

RESOLUTION #2020-43 ACCEPTANCE AND ADOPTION OF THE 2020 COMPREHENSIVE PLAN AS THE OFFICAL PLANNING GUID FOR UNION COUNTY, NEW MEXICO

WHEREAS, the Board of County Commissioners has determined that it is in the its best interest to engage in long range planning activities for Union County; *and*

WHEREAS, the 2020 Union County Comprehensive Plan is intended to guide and manage decision-making related to the future growth, physical development, and capital expenditures of the County over a 20-year planning horizon; *and*

WHEREAS, the 2020 Union County Comprehensive Plan address a wide range of planning elements through goals and implementation strategies regarding land use, housing, economic development, infrastructure, water resources, transportation, public services, and facilities, hazard mitigation, and implementation; *and*

WHEREAS, the 2020 Union County Comprehensive Plan is intended to foster collaboration between the Board of County Commissioners and elected officials in the four municipalities of Clayton, Grenville, Des Moines, and Folsom; *and*

WHEREAS, after public input the Board of County Commissioners has determined that the 2020 Union County Comprehensive Plan is ready for final adoption.

NOW THEREFORE, BE IT RESOLVED, that the Union County Board of Commissioners does hereby accept and adopt the 2020 Comprehensive Plan as the official planning guide for Union County.

ACCEPTED AND APPROVED this 12th day of May, 2020 in regular session by the Union County Board of Commissioners, at Clayton, Union County, New Mexico.

ATTEST		
SEAL	Justin Bennett, Commission Chair	
Mary Lou Harkins, County Clerk	W. Carr Vincent, Commissioner	
	Clayton Kiesling, Commissioner	

UNION COUNTY Resolution No. 2020-44

Authorization of transfer between General Fund (401) (DFA# 11000) budget and DWI Fund (426) (DFA #22300)

WHEREAS, Union County is requesting a transfer from the General Fund to the DWI ensure operating revenue and from the DWI fund back to the General Fund following quarterly DWI distributions.

Budget Transfer

Fund	Description	Debit	Credit
DFA # 11000	•		
General Fund			
401-00-1950	Transfer From	\$75,000	
401-00-1951	Transfer To		\$75,000
DWI Fund DFA # 22300 426-00-1951 426-00-1950	Transfer To Transfer From	\$75,000	\$75,000
	TOTAL	0	0

NOW THEREFORE, BE IT RESOLVED that after the approval of the Union County Board of Commissioners, and the Department of Finance and Administration the above Budget Transfer be made.

DONE at Clayton, County of Union this 12th day of May, 2020

BOARD OF COMMISSIONERS - UNION COUNTY

ATTEST:	Justin Bennett, Chair	
-	W. Carr Vincent, Member	
Mary Lou Harkins, County Clerk	Clayton Kiesling, Member	

UNION COUNTY Resolution No. 2020-45

Authorization of Union County to receive the ICount NM 2020 Complete Count Census Outreach (401) (DFA #11000) budget increase and Law Enforcement Protection Fund (605) (DFA #21100) Sale of County Property budget increase

WHEREAS, Union County is requesting an increase to the Union County General Fund and Law Enforcement Protection Fund

WHEREAS, The ICount 2020 Census Outreach grant has been received, the K9 Unit has been sold and the expenses will be as follows:

Budget Increase

Fund	Description	From	To
DFA#11000	General Operating Fund (401)		
401-00-1255	Department of Finance grant Agreement Grants/Special	\$10,000	\$10,000
401-00-1255 401-01-2060	Grants/Special Grant Expenditures	\$10,000	\$10,000
DFA#21100	Law Enforcement Protection (605)		
605-00-1340	Sale of K9 Unit Sale of County Property	\$30,000	\$30,000
605-00-1340 605-93-2028	Sale of County Property Capital Outlay	\$30,000	\$30,000

NOW THEREFORE, BE IT RESOLVED that after the approval of the Union County Board of Commissioners, and the Department of Finance and Administration the above Budget Increase be made.

DONE at Clayton, County of Union this 12th day of May, 2020

BOARD OF COMMISSIONERS - UNION COUNTY

ATTEST:	Justin Bennett, Chairman
	W. Carr Vincent, Member
Mary Lou Harkins, County Clerk	 Clayton Kiesling, Member

UNION COUNTY UNION COUNTY COURTHOUSE PO BOX 430 CLAYTON NEW MEXICO 88415

Board of Commissioners Justin Bennett W. Carr Vincent Clayton Kiesling

Brandy Thompson
County Manager
The Law Office of Stephen C. Ross P.C.
County Attorney

OPEN MEETINGS ACT POLICY FOR UNION COUNTY

RESOLUTION NO. 2020-31 AMENDED

A SPECIAL RESOLUTION TO CONCLUDE AND DETERMINE IN WHAT MANNER REASONABLE NOTICE SHALL BE GIVEN TO THE PUBLIC RELATIVE TO THE FORMULATION OF PUBLIC POLICY, DISCUSSION OF PUBLIC BUSINESS, OR WHEN FORMAL ACTION IS TAKEN BY THE BOARD OF COUNTY COMMISSIONERS OF UNION COUNTY, NEW MEXICO, OR ANY OF ITS AGENCIES, AUTHORITIES, COMMISSIONS, COMMITTEES, OR OTHER POLICY-MAKING BODIES.

WHEREAS, NMSA 1978, Section 10-15-1 *et seq.* (1953), the Open Meetings Act, provides in relevant part that, "... the formation of public policy or the conduct of business by vote shall not be conducted in a closed meeting ..." and that "... meetings of a quorum of members of any board, commission or other policy-making body of any county held for the purpose of formulating public policy, including the development of personnel, policy, rules, regulations, or ordinances discussing public business or for the purpose of taking any action within the authority or the delegated authority of any board, commission or other policy-making body, are declared to be public meetings open to the public at all times, except as otherwise provided in the Constitution or the provisions of the Open Meetings Act ...";

WHEREAS, the Open Meetings Act further provides in material part that "... any meetings at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs, and at which a majority or quorum of the body is in attendance, and any closed meetings, shall be held only after reasonable notice to the public ..." and "... the affected body shall determine at least annually in a public meeting what notice for a public meeting is reasonable when applied to that body..."; and

WHEREAS, the Board of County Commissioners of Union County, as the "affected body" and by virtue of this Resolution, intends to comply with the requirements of the Open Meetings Act and further, the Board of County Commissioners herein determines reasonable notice to the public of its meetings for the upcoming calendar year as contemplated by the Open Meetings Act.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF UNION, NEW MEXICO that:

SECTION 1: REGULAR AND SPECIAL MEETINGS: NOTICE. Notice of any and all regular and special meetings of the Board of County Commissioners shall be posted three (3) days in advance of any meeting. For purposes of the preceding sentence and this resolution generally, a "meeting" is a meeting of a quorum of members of the Board of County Commissioners or boards, agencies, authorities, commissions, committees, or other policy-making bodies operating under the authority of the Board of County Commissioners, that is held for the purpose of formulating public policy, conducting business by vote, formulating public policy, discussing public business or taking any action within the authority of or the delegated authority, or as otherwise specified in NMSA 1978, Section 10-15-1(A) and (B). Notice of a meeting shall also be provided to broadcast stations licensed by the federal communications commission and newspapers of general circulation that have provided a written request for such notice pursuant to NMSA 1978, Section 10-15-1(D). In addition, there shall be made available to the general public and interested persons a copy of the agenda for each meeting, which shall be filed, recorded and posted in the office of the County Clerk of Union County, New Mexico, at least three (3) days prior to the meeting. The agenda shall also be posted at the same time on the Union County website (unionnm.us). Each meeting notice shall include an agenda containing specific items of business to be discussed or transacted at the meeting or information on how the public may obtain a copy of such agenda. Except for emergency items, the Board of County Commissioners shall take action only on items appearing on the agenda. The Board of County Commissioners may give notice of its annual meeting schedule in lieu of individual meeting notices so long as the schedule is published as described above; in this instance, agendas of each meeting must be filed, recorded, posted, and placed on the Union County internet website as provided herein.

SECTION 2: REGULAR MEETINGS, SCHEDULE AND LOCATION. Regular meetings shall be held on the second Tuesday of each month and shall begin at the hour of 9:00 a.m. Regular meetings shall be held in the County Commission Chambers of the Union County Courthouse in Clayton, New Mexico. Nothing shall prohibit the Board of County Commissioners from rescheduling a regular meeting with notice as described in Section 1, herein.

<u>SECTION 3: SPECIAL MEETINGS, SCHEDULE AND LOCATION.</u> Special meetings may be held as needed upon notice described in Section 1, herein. A special meeting may be held in the County Commission Chambers of the Union County Courthouse in Clayton, New Mexico, or some other location specified in the notice.

<u>SECTION 4: APPLICABILITY.</u> This resolution shall apply to each meeting of a quorum of each board, commission, committee, agency, authority or other policy-making body operating under the authority of the Board of County Commissioners.

<u>SECTION 5: EMERGENCY MEETINGS, NOTICE.</u> Notwithstanding any provision contained herein, the Chairman of the Board of County Commissioners or a majority of the commissioners may call an emergency meeting of the Board of County Commissioners to consider an emergency matter. "Emergency" refers to unforeseen circumstances that, if not addressed immediately by the

public body, will likely result in injury or damage to persons or property or substantial financial loss to the public body. Emergency meetings may be conducted at a time or place designated by the person or persons calling the meeting. Notice of such emergency meeting shall be that which is reasonably practicable under the circumstances existing, but at a minimum must include posting of the agenda in advance of the meeting, and notice to local broadcast stations and newspapers of general circulation of such meeting; the notice given may be either written or oral. Within ten (10) days of taking action on an emergency matter, the Board of County Commissioners shall report to the Attorney General's office the action taken and the circumstances creating the emergency, except where the emergency has also resulted in the declaration of a state or national emergency.

<u>SECTION 6: CLOSED MEETINGS.</u> Notwithstanding any provision contained herein, the Board of County Commissioners may call or close a meeting for the purpose of discussing the following items:

- (1) Issuance, suspension, renewal or revocation of a license;
- (2) Limited personnel matters, including the discussion of hiring, promotion, demotion, dismissal, assignment or resignation of or the investigation or consideration of complaints or charges against any individual public employee;
- (3) Deliberations in connection with an administrative adjudicatory proceeding; for purposes of this subparagraph, an administrative adjudicatory proceeding is a proceeding brought by or against a person before a public body in which individual legal rights, duties or privileges are required by law to be determined by the public body after an opportunity for a trial-type hearing;
- (4) Bargaining strategy preliminary to collective bargaining negotiations between the Board of County Commissioners and a bargaining unit representing the employees of the County, and collective bargaining sessions during which the Board of County Commissioners and the representatives of the collective bargaining unit are present;
- (6) Purchases in an amount exceeding two thousand five hundred dollars (\$2,500) that can be made only from one source, and discussions concerning competitive sealed proposals solicited pursuant to the Procurement Code;
- (7) Meetings subject to the attorney-client privilege pertaining to the threat of litigation or pending litigation in which Union County is or may become a participant;
- (8) The acquisition or disposal of real property or water rights; or

(9) Those portions of meetings of committees or boards of public hospitals where strategic and long-range business plans or trade secrets are discussed.

If a meeting is closed for any of the foregoing reasons, the closure, if made in an open meeting, shall be approved by a majority vote of a quorum of the Board of County Commissioners; the authority for the closure and the subject to be discussed shall be stated with reasonable specificity in the motion calling for the vote on the closed meeting; the vote shall be taken in an open meeting and the vote of each individual member shall be recorded in the minutes. Only those subjects announced or voted upon prior to closure by the policymaking body may be discussed in a closed meeting. If a closure is called for when the Board of County Commissioners is not in an open meeting, the closed meeting shall not be held until three (3) days' notice of the meeting is given which states the specific provision of the Open Meetings Act authorizing the closed meeting and stating with reasonable specificity the subject to be discussed.

No action may be taken during a closed meeting.

Following completion of any closed meeting, the minutes of the open meeting that was closed or the minutes of the next open meeting if the closed meeting was separately scheduled shall state that the matters discussed in the closed meeting were limited only to those specified in the motion for closure or in the notice of the separate closed meeting. The statement shall be approved by the Board of County Commissioners.

SECTION 7. MINUTES. The Board of County Commissioners, and any boards, agencies, authorities, commissions, committees, or other policy-making bodies operating under the authority of the Board of County Commissioners shall keep written minutes of all its meetings, except those meetings closed in compliance with Section 6 of this Resolution. The minutes shall include, as a minimum, the date, time and place of the meeting, the names of members in attendance and those absent, the substance of the proposals considered and a record of any decisions and votes taken which show how each member voted. All minutes shall be open to public inspection. Draft minutes shall be prepared within ten (10) working days after the meeting and shall be approved, amended or disapproved at the next meeting where a quorum is present. Minutes shall not become official until approved by the Board of County Commissioners.

<u>SECTION 8. ADDITIONAL NOTICES.</u> Notwithstanding any provision contained herein, the Chairman of the County Commission may establish such additional notice as he may deem necessary and advisable under the circumstances.

<u>SECTION 9. CITIZENS' FORUM.</u> Meetings of the Board of County Commissioners shall include on the agenda for each Regular Meeting an item entitled "Citizens Forum" wherein citizens may express any views or issues of concerns to the Commission and Union County citizens; provided, however, that in order to allow the County Manager, staff, and Commission to respond adequately to citizens comments, interested citizens who wish to address the Commission in the Citizens Forum may be required to provide the Union County

Administrative staff with notice of the substance of the proposed comments at least two (2) days prior to scheduled meetings.

<u>SECTION 10.</u> RESCINDING PRIOR RESOLUTIONS. Resolution No. 2020-31, adopted on January 14, 2020, is hereby rescinded and superseded by this Resolution. Any prior resolutions concerning public notice under the Open Meetings Act are hereby rescinded and superseded by this resolution.

PASSED, ADOPTED, APPROVED AND SIGNED THIS 12TH DAY OF MAY 2020.

	BOARD OF UNION COUNTY COMMISSIONERS
ATTEST	
SEAL	Chairman
	Member
	Member
Mary Lou Harkins, County Clerk	

STEPHEN M. BUSH MEMORIAL SHOOTING RANGE CLAYTON, NM MEMORANDUM OF UNDERSTANDING

BETWEEN THE NEW MEXICO DEPARTMENT OF GAME & FISH AND UNION COUNTY SHERIFF'S OFFICE

This Shooting Range Improvement Memorandum of Understanding ("Agreement") is entered into between the New Mexico Department of Game and Fish ("Department") and Union County Sheriff's Office ("Partner") (collectively "Parties" and singularly "Party"). The term "Director" refers to the New Mexico Department of Game and Fish Director.

WHEREAS, the Partner supports the operation of the Stephen M. Bush Memorial Shooting Range; and

WHEREAS, the Department is an agency of the State of New Mexico that is developing a Youth Shooting Program ("Program") to promote the safe and proper use of firearms; and

WHEREAS, the safety of participants will be the primary concern of all individuals and entities participating using this range, and all parties shall always strive to maintain a safe shooting environment; and

WHEREAS, the Department believes that public ranges operated by sportsmen's groups are an important partner in conserving New Mexico's wildlife and preserving New Mexico's hunting heritage; and

WHEREAS, the Partner is dedicated to educating individuals in proper firearms handling and wildlife conservation.

NOW, THEREFORE, the Parties agree that:

1. Partner's Responsibilities

- A. Make the Range available to the public, law enforcement agencies and user groups including the Clayton Union County Shooting Society (CUSS) seven days a week unless inclement weather, or other exigency justifies closure. The partner will consult with the Department if planned closures is necessary.
 - a. The main gate will be locked in the evening at dusk, each day. The Partner will work with CUSS, who will open the gate each morning, if a closure is necessary.
 - b. Construct a wall to divide the interior of on-sight storage container, for exclusive use of half of the container by the Partner.
- B. Coordinate concerning the availability of the Range with CUSS and other law enforcement agencies.
 - a. A calendar of events will be managed by the CUCSS.
 - b. The Partner will coordinate range use by law enforcement agencies during and outside of the normal business hours.

2. Department Responsibilities:

A. The Department will provide lock and keys; forty-foot storage container; range signs; and maintenance.

B. The Department will enter into an agreement with a local user group (CUSS) to provide educational opportunities, coordinate competitions and perform day-to-day maintenance (trash pick-up; clean and stock restrooms).

3. Terms:

- A. This Agreement shall commence upon its full execution, and shall remain in effect for a period of twenty (20) years unless sooner terminated by one or both of the parties.
- B. This Agreement may be terminated by either party upon thirty (30) days written notice to the other party. By such termination neither party shall be relieved of any obligation incurred or performable prior to the date of termination.
- C. All written notices concerning this Agreement shall be delivered in person or sent by any commercially reasonable method to the Parties as follows:
 - 1) For the Department:

Michael Sloane, Director New Mexico Department of Game and Fish PO Box 25112 Santa Fe, NM 87504

2) For the Partner:

James Lobb, Sheriff Union County Sheriff's Office 25 Air Park Street Clayton, NM 88415

- D. The Parties may amend the terms of this Agreement by mutual written consent.
- E. This Agreement and the rights and duties of the parties hereto shall be governed by, and construed in accordance with, the laws of the State of New Mexico without regard to principles of conflicts of laws.
- F. This Agreement in no way restricts either Party from participating in similar activities with other public or private agencies, organizations, or individuals.
- G. All work performed pursuant to this Agreement shall be in compliance with all applicable state and federal laws and regulations.

IN WITNESS WHEREOF, the Parties hereto have executed this Agreement as of the date below:

UNION COUNTY SHERIFF'S OFFICE

[Name] [Title]

[Date]

NEW MEXICO DEPARTMENT OF GAME AND FISH

Michael Sloane
Secretary to the Commission
Director

[Date]

(sign)

By:
Office of General Counsel (print)

[Date]

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OUTSTANDING INVOICES	Line Item	410532025	401052019	401032024	402252012	401082012	426752081	401032012	401032012	401032012	401032012	401032012	402252076
OUTSTA		TELEPHONE SVC REFD	MULTIKLEEN WIPES	ICE MELT	GALV COUPLING	ADLOCK (4)	KEYS	SUPPLIES	SUPPLIES	DOWEL PINS	GORILLA GLUE	PULYURETHANE/BRUSH	FASTENERS
	Description	ACCT#196023 1	INV#6208962 N	INV#C147686	INV#C150383	INV#C150487 PADLOCK	INV#B97589 K	INV#B97426 SU	INV#C150795 S	INV#C1511134	INV#C151610	INV#C151640	INV#C150229 F
15:02:41	Name	PTCI P.O. BOX 1188 GUYMON OK 73942 1188	QUILL CORPORATION P.O. BOX 37600 PHILADELPHIA PA 19101 0600	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J
Date: 5/07/20 15:	INVC#	5012020 46.59 TOT\$ PAID 46.59 BAL	6208962 113.30 TOT\$ PAID 113.30 BAL	C147686 174.47 TOT\$ 79.96 PAID 94.51 BAL	C150383 3.99 TOT\$ PAID 3.99 BAL	C150487 24.79 TOT\$ 24.79 BAID 24.79 BAL	B97589 14.94 TOT\$ 14.94 BAID 14.94 BAI	B97426 13.75 TOT\$ 13.75 PAID 13.75 BAL	C150795 31.73 TOT\$ 31.73 BAL	C151134 4.49 TOT\$ PAID 4.49 BAL	C151610 10.18 TOT\$ 10.18 BAL	C151640 18.35 TOT\$ PAID 18.35 BAL	C150229 1.50 TOT\$ PAID

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nt	1	2 . 6 4	10.99	85.32	118.33	3.66 150.53 157.38 223.33 16.42 46.76	72.68	40.22	7.91 11.07 22.22	103.73	322.50	11625.00
PO# Amount		27284	27284	27261	27076	26826 26826 26826 26826 26826			7 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0 0	27321	27300	27288
Line Item		402252076	410532076	410532076	402252076	401072013 401082013 499792013 401042013 401082009 401022013	401052019	499792009	401072009 401082009 401012060	500812076	406372096	424772307
Description	4	INV#C151631 FASTENERS	INV#C151721 TARP	WATER	INV#1356 TRUCK DECALS	INV#9028309635 TREASURER PRINTER INV#9028309635 SHERIFF LEASE INV#9028309635 ASSESSOR LEASE INV#9028309635 CLERK LEASE INV#9028309635 SHERIFF PRINTER INV#9028309635 COUNTY MGR LEASE	INV#5059465664 CLERK METER READ	INV#5059466337 ASSESSOR METER	INV#5059466950 TREASURER METER INV#5059466950 COUNTY MGR METER INV#5059466950 COUNTY MGR METER	REIMBURSEMENT ON FACE SHIELDS	INMATE DR VISIT REIMBURSEMENT K. SOLOMON	INMATE HOUSING MARCH 2020
15:02:41 # Name	TON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	R.W. ISAACS HARDWARE DRAWER J CLAYTON NM 88415	RANCH MARKET 300 S. FIRST STREET CLAYTON NM 88415	RICHARD ARGUELLO 518 E. BROADWAY CLAYTON NM 88415	RICOH USA, INC P.O. BOX 660342 DALLAS TX 75266	RICOH USA, INC P.O. BOX 660342 DALLAS TX 75266	RICOH USA, INC P.O. BOX 660342 DALLAS TX 75266	RICOH USA, INC P.O. BOX 660342 DALLAS TX 75266	ROBERT WINGO 41 NARA VISA HWY CLAYTON NM 88415	ROOSEVELT COUNTY ADMINISTRATION 109 WEST 1ST ST, BOX 7 PORTALES NM 88130	ROOSEVELT COUNTY DETENTION CTR ATTENTION: RITA HILL 1700 N. BOSTON
Date: 5/07/20 15:		C151631 2.64 TOT\$ 2.64 BAL	C151721 10.99 TOT\$ 10.99 BAL	24032020 85.32 TOT\$ PAID 85.32 BAL	1356 118.33 TOT\$ PAID 118.33 BAL	9028309635 598.08 PAID 598.08 BAL	5059465664 72.68 TOT\$ PAID 72.68 BAL	5059466337 40.22 TOT\$ PAID 40.22 BAL	5059466950 41.20 TOT\$ PAID 41.20 BAL	3172020 103.73 TOT\$ PAID 103.73 BAL	4282020 322.50 TOT\$ PAID 322.50 BAL	4202020 11625.00 TOT\$

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	ıt.	66.93	847.95	24.00	00.006	98.69 57.67 149.18 84.68 70.47 67.10 192.03 55.43 102.72 143.78 73.02 136.75 63.89	91.20	40.75	7.3	75.69	343.30
Page: 8	PO# Amount	26844	27048	27324	26930		26930	26813	27244	27244	27214
OUTSTANDING INVOICES	ion Line Item	VEHICLE SERVICE 401082011	SEMI TIRE 402252043	3543 ANNUAL TOWER LEASE 415682076	0675 HAND SANITIZER 406372096	CAPULIN FIRE HOUSE 407412025 CAPULIN EMS 407412025 REFD KENTON 410532025 GRENVILLE FD 411572025 REFD SENECA 410532025 SEDAN FD SCHOOL WELL 408452025 SEDAN FD NOF PODZEMNY 408452025 SEDAN FD THOMAS FIRE 408452025 SEDAN FD THOMAS FIRE 408452025 REFD SOUTH OF GILBERTS 410532025 REFD MAIN W OF CLAYTON 410532025 AMISTAD/HAYDEN WELL 409492025	SUBSTATION 401032025	SUPPLY 402252076	COMPUTER/SOFTWARE INSTALL 401082009	UPDATE/CLEAN LAPTOP 426752076	COMPUTER REPAIR 401042012
15:02:41		PORTALES NM 88130	CLAYTON NM 88415 SIX-M TIRE AND SERVICE 1 LINCOLN ST CLAYTON NM 88415	SOONER TOWERS, LLC. 57 E WASHINGTON ST CHAGRIN FALLS OH 44022	SOUTHWESTERN ELECTRIC INV#10000675 BOX 369 CLAYTON NM 88415	SOUTHWESTERN ELECTRIC INV#5381 BOX 369 INV#5381 CLAYTON NM 88415 INV#5381	SOUTHWESTERN ELECTRIC SHERIFF S BOX 369 CLAYTON NM 88415	SWAGERTY TRADING CO. BOX 88 CLAYTON NM 88415	THE IT GUY 901 MAIN ST CLAYTON NM 88415	THE IT GUY 901 MAIN ST CLAYTON NM 88415	THE IT GUY
Date: 5/07/20 15	М	11625.00 BAL 2581 66.93 TOT\$	66.93 BAL 2618 847.95 TOT\$ 847.95 BAL	1 10	10000675 900.00 TOT\$ PAID 900.00 BAL	5381 1295.41 TOT\$ PAID 1295.41 BAL	5012020 91.20 TOT\$ PAID 91.20 BAL	40.75 TOT\$ PAID 40.75 BAL	1967.30 TOT\$ PAID 1967.30 BAL	46 75.69 TOT\$ PAID 75.69 BAL	40

INVOICES	
OUTSTANDING	

Date: 5/07/20 15:02:41

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nt	1	225.44	942.90	7691.29	1590.94	119.46 115.44 623.41 82.41 48.40	57.82	280.50	1245.70 1318.93 1318.93	122.00	125.00	236.34
PO# Amount			27291				26811	26811	7 5 6 8 0 6 8 1 8 1 8 1 8 1 8 1 8 1 8 1 8 1 8 1 8			27306
Line Item		410532012	410542081	500812112	rs 402252076	402252025 605932012 401032025 401032025 401032025	APR 410532025	APRIL 411572025	401022013 401062013 401072013	401062010	TS 401022008	PLE 402252076
Description		INV#38 LAPTOP REPAIRS	INV#243769A TENT/METER/MAT	DISPATCH FEBRUARY 2020	INV#042320 WATER ROAD PROJECTS	ROAD DEPT SHERIFF DEPT ARMORY COURTHOUSE ANNEX OLD REFD BUILDING	V#61451 DUMPSTER SVC REFD	INV#61118 DUMPSTER SVC GFD API	INV#55:06.6 NETWORKING INV#55:06.6 NETWORKING INV#55:06.6 NETWORKING	ACCT#867510 NEWTON PRE EMPLOYMENT SCREENING	INV#63194 FY21 BUDGET REQUESTS	INV#P03C0503948 ELEMENTS/SAMPLE
Мате	901 MAIN ST CLAYTON NM 88415	THE IT GUY 901 MAIN ST CLAYTON NM 88415	THE SUPPLY CACHE 1980 CARIBOU DRIVE FORT COLLINS CO 80525	TOWN OF CLAYTON 1 CHESTNUT CLAYTON NM 88415	TOWN OF CLAYTON 1 CHESTNUT CLAYTON NM 88415	TOWN OF CLAYTON 1 CHESTINUT CLAYTON NM 88415	TRI-STATE RECYCLING LLC P.O. BOX 235 TEXLINE TX 79087	TRI-STATE RECYCLING LLC P.O. BOX 235 TEXLINE TX 79087	TRIADIC P.O. DRAWER 471 DEMING NM 88031 0471	UNION COUNTY GENERAL HOSPITAL P.O. BOX 489 CLAYTON NM 88515	UNION COUNTY LEADER P.O. BOX 486 CLAYTON NM 88415	WAGNER EQUIPMENT CO. P.O. BOX 919000
INVC# N	343.30 TOT\$ PAID 5 343.30 BAL C	38 7 225.44 TOT\$ PAID 9 225.44 BAL C	243769A 7 942.90 TOT\$ PAID 1	FEB2020 7691.29 TOT\$ PAID 7691.29 BAL (42320 7 1590.94 TOT\$ PAID 1590.94 BAL (4272020 989.12 TOT\$ PAID :	61451 57.82 TOT\$ PAID 1	61118 7 280.50 TOT\$ PAID 1	55:06.6 3883.56 TOT\$ PAID 3883.56 BAL	867510 122.00 TOT\$	63194 125.00 TOT\$ PAID 125.00 BAL	P03C0503948 236.34 TOT\$

	unt	!!	66.51 13618.87 1174.90 218.35 47.73 37.66 105.64
Page: 10	PO# Amount		27237 27237 27237 27237 27237 27237
OUTSTANDING INVOICES	Line Item		401032011 402252044 401082011 410532076 412612076 401052010 500812076
OUTSTA			INV#65233757 MAINTENANCE FUEL INV#65233757 ROAD DEPT FUEL INV#65233757 REFD FUEL INV#65233757 REFD FUEL INV#65233757 CAPULIN EMS FUEL INV#65233757 EMERGENCY MGR FUEL INV#65233757 FOLSOM EMS FUEL
	Description		INV#65233757 P INV#65233757 INV#65233757 INV#65233757 INV#65233757 INV#65233757 INV#65233757
:02:41	Name	DENVER CO 80291 9000	WEX BANK PO BOX 6293 CAROL STREAM IL 60197 6293
Date: 5/07/20 15:02:41	INVC#	PAID 236.34 BAL	65233757 15299.64 TOT\$ PAID 15299.64 BAL

TOTAL INVOICING 86504.40

TOTAL	102,516	54,266 54,266 54,266	37,367	ı	ı	27,989	330,670	304,570																
RHCA				1	1		-																	
M/C	10	9 4 4	10				50																	
HEALTH INS	8,757	8,757 8,757 8,757	8,757				43,785			4,000	3,000	20,000	25,000	3,500	7,500	3,000	7,500	15,000	2,500	5,000	2,000	6,000	134,000	
PERA	12,975	6,297 6,297 6,297	3,958	1	1		35,825								NTROL	<u>_</u>				EPAIRS			ional Cos	
FICA MEDICARE	1,088	528 528 528	332	ı	ı	377	3,380	17,831		JPPLIES	VIFORMS	Щ		UPPLIES	JPA FOR MASTER CONTROI	AUNDRY CONTRACT	TRACT	UTLAY	NSE	EQUIPMENT MAINT/REPAIRS	"		Total Operational Cos	
FICA	4,650	2,257 2,257 2,257	1,419	1	ı	1,612	14,451			OFFICE SUPPLIES	INMATE UNIFORMS	INSURANCE	UTILITIES	JANITOR SUPPLIES	JPA FOR N	LAUNDRY	FOOD CONTRACT	CAPITAL OUTLAY	CAR EXPENSE	EQUIPMEN	UNIFORMS	TRAINING	-	
	36.06	17.50 17.50 17.50	11.00	ı	1		:																	
Annual Salary	75,000	36,400 36,400 36,400	22,880			26,000.00	207,080		207,080		26,000	1	35,825	17,831	43,785	20							330,570	
Position Description A	Detention Adm	Correction Officer Correction Officer Correction Officer	Correction Tech			OVERTIME	TOTALS	And the second s	FULL TIME SALARIES	TEMPORARY SALARIES	OVERTIME SALARIES	RETIREE HEALTH CARE AC	PERA	FICA	HEALTH INS. 100% emp. Only	WORKMEN'S COMP							Total Salaries and Benefits	
Acct Code																								

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464,570

Detention Center Expense

25	\$116,143
75	\$348,428
20	\$ \$92,914
80	57 \$371,656
10	113 \$46,45
90	\$418,

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	69\$
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